

## **TIVERTON TOWN COUNCIL AGENDA**

**Regular Meeting: Monday, March 8, 2010 at 7:00 p.m.**

**NOTE:** Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

**DATE POSTED: 03-04-2010**

**1. PLEDGE OF ALLEGIANCE TO THE FLAG**

**2. ROLL CALL**

**Donald Bollin-President  
JoAnne Arruda-Vice President  
Hannibal Costa  
Louise Durfee**

**Jay Lambert  
Cecil E. Leonard  
Edward Roderick**

**3. APPROVAL OF CONSENT AGENDA**

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

**4. A. BUSINESS BROUGHT BEFORE THE COUNCIL**

**PROCLAMATION – FAIR HOUSING MONTH IN TIVERTON APRIL 2010**

**PROCLAMATION – TIVERTON CLEANUP WEEK BEGINNING APRIL 17, 2010**

**CONSENT AGENDA:**

**(C.A.) 1. a.** Approval of Minutes from Regular Council Meeting February 22, 2010

**(C.A.) 2.** Receipt of Minutes from the Following Boards, Commissions

- |                            |   |
|----------------------------|---|
| a. Arts Council            | d. Wastewater Management Commission (2) |
| b. Conservation Commission | e. Open Space Commission                |
| c. Harbor Commission       | f. Planning Board                       |

**(C.A.) 3.** Correspondence – Receive and File

- a. Received from Town of Bristol– Resolution in Support of RI Bill H-7014-Bridge Safety
- b. Received from City of Newport – Invitation to Participate in the 54<sup>th</sup> Annual St. Patrick's Day Parade, Saturday, March 13, 2010
- c. Received from Brian Medeiros Regarding Proposed Budget, Municipal Services and Voter Awareness at the FTM

**(C.A.) 4.** Approval of Tax Assessor Abatements

**(C.A.) 5.** Tiverton Land Trust – Request to Schedule a Public Hearing on April 12, 2010 on Noise Ordinance Variance for “Country Day at Pardon Gray” on Sept. 11 & 12, 2010 from 10:00 a.m to 4:00 p.m.

**(C.A.) 6.** Received from Hoffman Engineering – Bay Street Residential Remediation Weekly Meeting Minutes from February 16, 2010

**(C.A.) 7.** Received from Carol Collins Regarding Water Source Running Under Bottom Street Referred to DPW Director, Bob Hoffman and Town Administrator

## **B –PUBLIC INPUT HEARING –(NOT ADVERTISED)**

1. DPW Director Stephen Berlucchi - RIPDES SMALL MS4 Annual Stormwater Report for 2009 Due to DEM by March 13<sup>th</sup>

## **C- BOARD OF LICENSING COMMISSIONERS**

1. Patricia A. Nannini - The Big Dipper Ice Cream, LLC – Request for a Victualling and Holiday License- Subject to Meeting All Legal Requirements
2. John T. Perry – Annual Renewal of Private Detective License
  - a. Responding Letter from Chief Blakey

## **D - APPOINTMENTS & RESIGNATIONS:**

## **E - UNFINISHED BUSINESS:**

1. Treasurer Philip A. DiMattia – Paul Dansereau
  - a. Landfill Account Investment Activity

## **F – FINANCIAL BUSINESS:**

1. Stephen Berlucchi, DPW Director- Request Transfer of
  - a. \$9,000.00 from Account #L100 002 799 01(Bulgarmarsh Playground) to Account #554-698(Sand, Salt & Gravel)
  - b. \$10,000.00 from Account #450-457 (Rubbish Recycling Collection) to Account #554-648 (Tires, Parts & Maintenance)
2. Treasurer Philip A. DiMattia – Update on Financial Reporting
  - a. Preliminary Investment Report – July 1, 2009 to February 28, 2010
  - b. Tiff Bond Earning in February Treasurer's Report
  - c. Abatements – Procedure for Presenting in Treasurer Reports
  - d. Encumbrances

## **G - NEW BUSINESS:**

1. Councilor Lambert- Request Clarification on Responsibilities of Landfill/Recycling Committee
2. Thomas Ramotowski, Fogland Beach Oversight Committee
  - a. Request Release of Carry Forward Funds for Survey/Map Project Acct#099-098997 \$15,000
  - b. Approval of Project Plan for Immediate Action/Funding or Approval to Seek Bids for the Work Outlined in Plan
3. Town Administrator- William Gerlach - Report to Council on ARRA Energy Efficiency Block Grant
4. Town Administrator- Request Council Approval of Agreement Between Tiverton and Portsmouth Regarding Harbormaster's Jurisdiction
5. Chief Robert Lloyd, Tiverton Fire Department- Request Council Adoption of a Resolution Establishing the National Incident Management System
6. Town Administrator – Ratification of Two Year Extension to Teamsters Contract From July 1, 2008 to June 30, 2010 – Cost Impact Statement Made Public

## **H – BIDS AND REQUESTS FOR PROPOSALS**

## **I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

## **J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

## **K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

1. Draft Resolution for Establishing Policy for Exceeding Budget Cap
2. Solicitor Response Regarding School Budget-Local Appropriation

### **5. CLOSED EXECUTIVE SESSION**

1. Town Solicitor - Litigation – 42-46-5(a) (2)
2. Town Administrator – 42-46-5(a)(6) – Prospective Business or Industry
3. Town Administrator – 42-46-5(a)(2) – Collective Bargaining

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

- 6. ADJOURNMENT** Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”